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Attorneys for Defendants  
CITY OF CRESCENT CITY and  
DOUGLAS PLACK

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

MICHELLE BARBER,  
Plaintiff,

v.

CITY OF CRESCENT CITY, a California  
Municipality; DOUGLAS PLACK; and  
ERIC CAPON; and DOES 1-100 and Each  
of Them, Inclusive,

Defendants.

Case No. 08-CV-04883-CW

**STIPULATION AND ~~[PROPOSED]~~  
ORDER TO CONTINUE DISCOVERY  
DEADLINES**

BY AND THROUGH THEIR COUNSEL PLAINTIFF AND DEFENDANTS HEREBY  
STIPULATE AS FOLLOWS:

Whereas, Plaintiff's counsel, Abraham Goldman, is deaf and depends on bilateral cochlear  
implants for his hearing;

Whereas, starting in May, 2010, Mr. Goldman's right implant became infected;

Whereas, after four courses of antibiotic treatment, surgery was eventually required in  
August, 2010, as the implant had migrated out of place;

Whereas, the post operative treatment is continuing, and Mr. Goldman's implant will not

be activated until some time in September or October 2010;

Whereas, this unexpected illness, surgery and recovery has caused delays in completing fact and expert discovery and trial preparation;

Whereas, as a result of Mr. Goldman's continuing and ongoing health issues and upcoming medical appointments, the parties have had to continue the previously scheduled private mediation set before Judge Ronald Sabraw from September 25, 2010 to November 29, 2010;

The parties respectfully submit the following stipulation:

1. The October 12, 2010 expert disclosure deadline is continued to December 16, 2010;
2. The November 30, 2010 discovery cut-off is continued to January 21, 2011; and
3. The January 4, 2011 expert discovery cut-off is continued to January 21, 2011.

Dated: September 17, 2010

LIEBERT CASSIDY WHITMORE

By: /s/ Morin I. Jacob  
Morin I. Jacob  
Attorneys for Defendants

Dated: September 17, 2010

LAW OFFICES OF ABRAHAM GOLDMAN

By: /s/ Abraham Goldman  
Abraham Goldman  
Attorneys for Plaintiff

**ORDER**

It is so ordered.

Date: 9/21/2010

  
The Honorable Claudia Wilken